

In the Supreme Court of the State of Alaska

Barbara S. Bremner-Philips,
Cross-Appellant,

v.

John Philips,
Cross-Appellee.

Supreme Court Nos. S-17202/S-17221

Notice Printing of Briefs

Date of Notice: **12/9/19**

Trial Court Case No. **3AN-15-07027CI**

The Cross-Appellee's brief and excerpt submitted on 11/4/19 in the above case have been conditionally accepted. See the following comments of the law clerk who reviewed the brief and excerpt for technical compliance with Appellate Rules 210 and 212

- **Generally, the brief does not conform with Appellate Rule 212(c)(8)(A). That provision requires references to the Excerpt, record, and any transcript to be designated as [Exc.], [R.], and [Tr.] respectively. The Cross-Appellee has delimited references to these entities using parentheses <()> and has generally not bracketed them [] as required by the rule.**
- **The Cross-Appellee supports some factual assertions in the Statement of Facts with a cross-citation to Cross-Appellant's brief. In some cases, this can be confusing because the citation to the Cross-Appellant's brief directly contradicts the assertion in Cross-Appellee's brief. As an example, the first sentence in the Statement of Facts reads: John and Barbara did not live together from 1981 to 1991. The Cross-Appellee supports this assertion by citing the Cross-Appellant's brief, page 3. But the Cross-Appellant's brief contradicts this assertion with citations to the record. Reading this sentence in context, I think Cross-Appellee intends this sentence to read: [Contrary to Barbara's assertion in her brief,] John and Barbara did not live together from 1981 to 1991. The same observation holds for the last sentence in the first paragraph of the Statement of Facts on page 1 beginning: The mobile home was not purchased**
- **Though it is possibly clear from context, the block quotation at the bottom of page 6 should have a citation to the section of the Alaska**

Statutes quoted.

- **On page 12, it appears the word “not” is missing from the sentence starting: “Because Barbara’s facts were disputed, the trial court’s” the Appellee may have meant to write: “... and Barbara has [not] met the clearly erroneous standard of review.”**
- **On the title page for Cross-Appellee’s brief, counsel is represented as “Counsel of Cross-Appellee”. But on the Excerpt, counsel is represented as “Counsel of Appellant”. This should be corrected to show “Counsel for Cross-Appellee”.**

The brief and excerpt are being returned for printing under Appellate Rule 212(a)(2). Please use the following guidelines for the printing and distribution of the brief and excerpt.

1. Brief Cover Color: **Cross-Appellee’s brief cover must be blue
Excerpt cover must be pink**
2. Please print two-sided copies.
3. Please mail **two** printed copies of the brief and **one** copy of the excerpt to each counsel of record.
4. Please deliver to this office by **12/23/19**, **ten** printed copies of the brief and **eight** printed copies of the excerpt.

Clerk of the Appellate Courts

Ryan Montgomery-Sythe,
Chief Deputy Clerk

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